THEODORE A. BELL
ATTORNEY AT LAW
HOBART BUILDING
SAN FRANCISCO, CALIFORNIA

August 19, 1919.

Pagani & Rossi,
Kenwood, Calif.

Gentlemen:

The time for crushing grapes will soon be here. Naturally you are very desirous of learning whether or not there will be any government interference with wine-making this fall. In the case of Light vs. Adams and Wardell, we are seeking an injunction from the federal court, at San Franisco, to restrain the U. S. Attorney and the Collector of Internal Revenue from attempting to enforce "war-time" prohibition against manufacturers of wine in California. This case was submitted to Judge Van Fleet last Monday for decision. We expect a ruling from him within the next ten days. I am very confident that the injunction will be granted. We have produced overwhelming proof that wine-grapes are not a food product, and therefore are not covered by the food bill rider prohibiting the use of any "fruit or other food products" in the manufacture of wine. If Judge Van Fleet grants the injunction this will permit wine-making to be carried on as usual. Should the injunction be refused, I will advise you further as to just what you should do. In any event, my advice to you is, to go right ahead as usual for I am very certain that the law does not apply to wine-making, and I am equally certain that it is unconstitutional and void. Do not let anyone discourage you from going ahead with your business the same as in previous years.

I am also of the opinion that national prohibition, under the Sheppard Amendment, will not take effect on January 16, 1920, and that our wine-makers will have ample time to sell and deliver this year's vintage.

With reference to the letter that was sent to you by Messrs. Durham & Co., relative to the presentation of a claim for the recovery of your 1918 income tax, I beg to state that these claims will be founded upon injury already done to your business, and it has nothing to do with the question of your right to make wine this fall; nor has it any bearing upon any possible future legislation. You are undoubtedly authorized to recover some of the money that you have paid in the form of an income tax. I have given the matter my very close attention, and I am of the opinion that you should not let this opportunity go by to get back money that is due you. Your claim should be presented prior to September 15th in order to suspend the payment that you will be required to make on that date on your third installment of income tax. Your signing this contract with Durham & Co. will not in the slightest degree affect your right to go ahead with your wine-making.

Yours very truly,

Theodore A. Bell

No 1	3500
no 2	2029
n 3	2060
n 4	1960
n 5	1280
n 6	1300
n 10	962
Pancio	
n 14	160
n 13	160
n 16	160
	13561

Lx 1918

filingalo

30
10
15

1.6
1.6
96
16
25.60

6~~142~~ 8
582.7
1266.9

54724
16
328344
54724
875584

20
1.60

1600
800